

REMARKS/ARGUMENTS

Pursuant to the requirement of 37 CFR 1.121(b), and as stated above, please substitute and replace all the claim sheets, as amended and as originally filed, with the above amended set of claims. The following claim rejections and objections were noted from the Office Action dated September 11, 2005, and pursuant to each paragraph, presented in the same order, arguments follow.

Claim Rejections – 35 USC § 112

1. Claims 3, 4, 6-8, 11 were rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement.

In response to this rejection, claims 3, 6, and 11 have been amended to recite a script computer program being selected, rather than a “new program being written”. As claim 4 depends from claim 3, claims 7 and 8 depend from claim 6, and both claims 3, 6 and 11 are now deemed to be allowable, Applicants submit that claims 4 and 7-8 are now also allowable.

2. Claims 3, 4, 6-8, 11 were rejected under 35 U.S.C. 112, first paragraph, as containing subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention.

In response to this rejection, the amendments described above overcome the 112 rejection. As claim 4 depends from claim 3, claims 7 and 8 depend from claim 6, and both claims 3, 6 and 11 are now deemed to be allowable, Applicants submit that claims 4 and 7-8 are now also allowable.

4. *Claims 3, 4, 6-8, 11 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.*

In response to this rejection, as amended, claims 3, 6 and 11 now recite and more particularly point out and distinctly claim the subject matter regarded as the invention. As claim 4 depends from claim 3, claims 7 and 8 depend from claim 6, and both claims 3, 6 and 11 are now deemed to be allowable, Applicants submit that claims 4 and 7-8 are now also allowable.

Claim Rejections – 35 USC § 102

6. *Claims 3, 4, 6-8, 11 were rejected under 35 U.S.C. 102(e) as being anticipated by Maack USPN 5,766,057.*

In response to this rejection, claims 3, 6 and 11 have been amended to render the present invention as not anticipated by the Maack patent, and now overcomes those rejections. As claim 4 depends from claim 3, claims 7 and 8 depend from claim 6, and both claims 3, 6 and 11 are now deemed to be allowable, Applicants submit that claims 4 and 7-8 are now also allowable.

For the reasons above, Applicants respectfully submit that claims 3, 4, 6-8 and 11 are now in condition for allowance, and request that the Examiner give such an allowance.

Applicants wish to thank the Examiner for her thorough examination, and hope, that by these Amendments, the subject matter of the present invention is now more clearly stated, such that a closer review of the present invention, in light of the amendments and arguments made here, will give solid support for an allowance. Consequently, Applicants request reconsideration in the instant Application and withdrawal of all grounds of rejection and objection in view of the amendments and the following discussion.

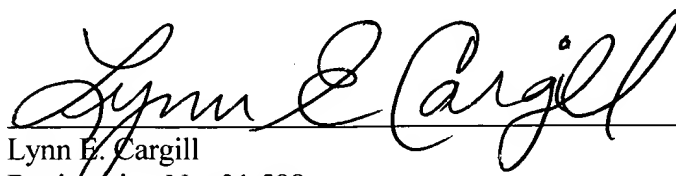
Application No.: 09/720,576
Amdt. Dated: December 12, 2005
Reply to Office Action of September 11, 2005

If the Examiner feels that the prosecution of this Application can be expedited by conversation, she is courteously requested to place a telephone call to Applicants' attorney at the number listed below.

In view of the foregoing, it is believed that the remaining claims now distinguish over the prior art and are allowable. For the reasons discussed above, it is believed that this Application is now in an allowable condition such that it is appropriate to hereby respectfully solicit its allowance.

Respectfully submitted,

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CARGILL & ASSOCIATES, P.L.L.C.

A handwritten signature in black ink, reading "Lynn E. Cargill", written over a horizontal line.

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